

OFFICIAL MINUTES
MEETING OF THE STATE BOARD OF EDUCATION
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
TRUSTEES OF BOISE STATE UNIVERSITY
STATE BOARD FOR VOCATIONAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

June 17-18, 1999
University of Idaho - SUB
Moscow, Idaho

Call To Order

The meeting notice was posted and distributed in compliance with Idaho Open Meeting Law requirements. With a quorum present, the meeting was lawfully convened at 8:00 a.m., on June 17, 1999, with Mr. Harold W. Davis, President of the State Board of Education and Board of Regents of the University of Idaho, presiding.

Members Present

Harold W. Davis, President
Jerry Hess, Vice President
Tom Boyd, Secretary
Thomas E. Dillon
Curtis H. Eaton
James C. Hammond
Marilyn Howard, State Superintendent of Public Instruction
Karen A. McGee

Members Absent

None

All exhibits, appendices and items referenced in these minutes are on file as permanent exhibits with the Office of the State Board of Education.

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Compensated days spent on Board business by members of the State Board of Education/Board of Regents of the University of Idaho for the month of June, 1999.

Thomas Dillon	Days	Curtis H. Eaton	Days
06/07, 08, 16, 17, 18, 29	5.0	06/16	1.0
Jerry Hess	Days	Tom Boyd	Days
06/02, 08, 16, 17, 18	5.0	06/08, 16, 17, 18, 30	6.0
Harold W. Davis	Days	Karen McGee	Days
06/16	1.0	06/ 16, 17, 18	3.0
James Hammond	Days		
06/16, 17, 18	3.0		

Omitted from May 27 Minutes

Karen McGee	Days
05/11, 12, 13, 15, 17, 20, 27	5.5

Non-compensated days spent on Board business by members of the State Board of Education/Board of Regents of the University of Idaho for the month of June, 1999.

Curtis H. Eaton	Days	Marilyn Howard	Days
06/17, 18	2.0	06/07, 08, 14, 16, 17, 18	5.0
Harold W. Davis	Days		
06/17, 18, 22, 23	3.5		

Persons meeting with the State Board of Education/Board of Regents of the University of Idaho:

Office of the State Board of Education

Gregory G. Fitch, Executive Director
Robin A. Dodson, Chief Academic Officer
Kevin Satterlee, Chief Legal Officer
Keith Hasselquist, Chief Fiscal Officer
Jerry Engstrom, Management Information Officer
Mike Killworth, Policy and Planning Officer
Lydia Guerra, State Exiting Standards Coordinator
Laurie Boston, Public Information Officer

State Department of Education

Robert West, Chief Deputy Superintendent
Don Robertson, Chief Legal Officer
Allison Westfall, Public Information Officer

Idaho Public Television

Peter Morrill, General Manager

Idaho School for the Deaf and the Blind

Ron Darcy, Superintendent

Division of Vocational Education

Mike Rush, Administrator
Kirk Dennis, Chief Fiscal Officer

Division of Vocational Rehabilitation

Floyd Young, Administrator
Richard Sloneker, Chief Fiscal Officer

Boise State University

Charles Ruch, President
Daryl Jones, Provost
Harry Neel, Financial Vice President & Bursar
Brent Winiger, Budget Officer

Eastern Idaho Technical College

Miles LaRowe, President
Luke Robbins, Dean of Instruction
Robert Smart, Finance Officer

Idaho State University

Richard L. Bowen, President
Jonathan Lawson, Academic Vice President
Robert W. Pearce, Financial Vice President

Lewis-Clark State College

James W. Hottois, President
Rita Rice Morris, Provost/Vice President for Academic Affairs
Dean A. Froehlich, Financial Vice President

University of Idaho

Robert A. Hoover, President
Brian L. Pitcher, Provost, Academic Affairs
Jerry Wallace, Financial Vice President

College of Southern Idaho

Gerald Meyerhoeffer, President,
Gerald Beck, Vice President of Instruction
J. Mike Mason, Dean of Finance

North Idaho College

Michael Burke, President
Jerry Gee, Dean of Instruction
Rolly Jurgens, Dean of Administration

Idaho State Historical Society

Steve Guerber

Others

Noleen Weaver
Mike Stefanic
Dale Gentry
Rich Mincer
Emma Ashley
Nathan Peterson
Tom Bitterwolf

Rich Mincer
James Lucas

BOARDWORK

1. Agenda Approval

It was moved by Mr. Hammond, seconded by Ms. McGee and carried (7-0) to approve the agenda for the June 17-18, 1999 meeting with the following amendments:
(Motion #1)

- 1) SDOE, Item B, Transportation Temporary Rules on Reimbursement - Withdrawn
- 2) UI Research Alliance Agreement Signing Ceremony - Withdrawn

2. Minutes Approval

It was moved by Mr. Hammond, seconded by Mr. Hess and carried (7-) to approve the minutes of the April and May, 1999 meetings. (Motion #2)

3. Rolling Calendar

It was moved by Ms. McGee, seconded by Mr. Hammond and carried (7-0) to approve June 15-16, 2000 as the dates and the University of Idaho as the location of the June, 2000 regularly scheduled Board meeting. (Motion #3)

Boardwork materials on file as Exhibit #1 with the Office of the State Board of Education.

PERSONNEL/STUDENT AFFAIRS COMMITTEE

1. Minutes of the March and April Meetings

The minutes were approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (8-0) to approve the Personnel/Student Affairs Routine agenda items for the Office of the State Board of Education, the Idaho Division of Vocational Rehabilitation, Idaho Public Television, the State Division of Vocational Education, Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho. (Motion #18)

3. Non-Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (8-0) to approve the Personnel/Student Affairs Non-routine agenda items for the Office of the State Board of Education, the State Division of Vocational Education, Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho except as listed below. (Motion #24)

University of Idaho - David Thompson Appointment

Mr. Eaton said the contract and salary was for 11 months, and if it were for 12 months, the salary would be approximately \$164,000, which is more than what is paid to the president. The committee discussed the situation and was advised that this is not the first time in Idaho that this has occurred. Mr. Eaton felt it was worth noting that the salary takes Idaho to a new level and it is inevitable that others will be paid like amounts.

Office of the State Board of Education

It was moved by Mr. Eaton, seconded by Mr. Hammond and carried (8-0) that the salary for Dr. Fitch, commencing July 1, 1999, be increased by 10 percent. (Motion #26)

Mr. Davis said Dr. Fitch's current salary is approximately \$100,000 and the increase brings it to approximately \$110,000. He asked where the new level puts Idaho's Executive Director in relation to other executive directors. Mr. Hess said it is still below the norm. Mr. Eaton said there are two ways of looking at it:

- 3) Chancellors - \$150,000-\$200,000.
- 4) Executive Directors - \$85,000 - \$160,000.

State Division of Vocational Education

Cooperative Agreement between the Idaho Division of Professional-Technical Education and the Idaho Department of Education Bureau of Technology Services. The Bureau is able to provide facilities management services for the Division including acquiring and maintaining equipment and software. The term of the agreement is two years, beginning July 1, 1999 through June 30, 2001.

It was moved by Mr. Eaton and carried (8-0) to approve the Cooperative Agreement between the Idaho Division of Professional-Technical Education and the Idaho Department of Education, Bureau of Technology Services for the term July 1, 1999 through June 30, 2001. (Motion #19)

Boise State University

Name and Position:	Rod Jensen, Head Mens Basketball Coach
Year of Contract:	First year of a 4-year contract
Effective Date:	July 1, 1999
Current Salary:	FY99 - \$72,426
Contractual Increase:	\$13,769
Total Contractual Salary:	FY00 Salary - \$86, 195
Additional Compensation:	\$27,500 for radio show, television show and public appearances.
Rationale:	Coach Jensen has been an excellent coach at Boise State. His team won the Big West Eastern Division Championship this year and all three of his seniors graduated.

Mr. Hess asked if the dollar amounts shown constituted all remuneration or if there were other funds. Mr. Eaton said there were other items not shown here, but that are mentioned in the contract. Dr. Ruch said there was a total disclosure of all supplemental issues, but that some items such as summer camp pay would be reported after it is earned.

Mr. Hess said he reviewed the contracts and felt they were light on academic accountability. Dr. Ruch said he has talked to Mr. Eaton and Mr. Satterlee and the contracts are being amended to include a report on academic achievement for the current year and the expectations over the life of the contract. Mr. Eaton said Dr. Ruch was unable to get the information to the Board in time for the report, but would get it to Board members within a week.

Dr. Dillon said he talked to individuals at the Big Sky Conference and asked them where Idaho is relative to other states in coaches' salaries. He was told that in 1A basketball, the total package (1997 figures) for coaches runs from \$94,000-\$900,000, with the average making \$326,000; the median figure is \$290,000. The average base salary is \$131,000; the average median salary is \$122,000.

It was moved by Mr. Eaton and carried (8-0) to approve the multi-year contract for Rod Jensen, Head Mens Basketball Coach at Boise State University, effective July 1, 1999 - June 30, 2003. (Motion #20)

Idaho State University

Doug Oliver - Head Men's Basketball Coach
FTE/Term: 1.0/12 Months
Proposed Annual Salary: \$85,009.50
Effective Date: May 9, 1999 - May 8, 2002
Department/Funding: Athletics/FY/State Funds

It was moved by Mr. Eaton and carried (8-0) to approve the multi-year athletic contract for Doug Oliver, Head Mens' Basketball Coach at Idaho State University, May 9, 1999 through May 8, 2002. (Motion #21)

University of Idaho

Extension of Multi-Year Contracts with Amendments

Christopher J. Tormey, Head Football Coach

It was moved by Mr. Eaton and carried (8-0) to approve the proposed second amendment to the multi-year contract for Christopher J. Tormey, Head Football Coach, University of Idaho. (Motion #22)

Dr. Dillon said the 1A figures for coaches salaries are: the base only (1997 figures) runs from \$74,940-\$388,0000, with the average making \$142,000; the median figure is \$137,000. The total package runs from \$93,000 - \$975,000; with the average salary \$318,000; and a median of \$268,000.

Mr. Eaton said the discussion regarding marketplace centers on demand and does not take into account supply, i.e. what is the revenue supply in our market? He felt that revenue source should be included in the discussion, and that while there may be a national demand, the supply is state funds.

Mr. Eaton said the committee asked the institutions to fulfill the part of the agreements relating to academic performance of the students. He said he was assured that it is a part of the evaluation process.

C. David Farrar, Head Men's Basketball Coach

It was moved by Mr. Eaton and carried (8-0) to approve the proposed amendment to the multi-year contract for C. Davis Farrar, Head Mens Basketball Coach, University of Idaho. (Motion #23)

4. UI President's Supplemental Compensation

Ms. Emma Ashley, First Vice-President of the UI Foundation, addressed the Board regarding the Foundation's proposal to supplement the salary of the president of the University of Idaho. The Foundation proposes to fund the following components of the employment agreement:

1. Merit-based compensation: a percentage of the base annual salary. The decision to award this portion of the plan would rest annually with the SBOE.
2. Enhanced life and disability insurance with the premiums paid by the Foundation.
3. Deferred or retirement annuity, which would increase in amount with increasing length of service.

Mr. Davis asked if the Foundation would bring something in writing to the Board. Mr. Jerry Wallace said the employment agreement itself was between Dr. Hoover and the Board and is being coordinated through Dr. Fitch and legal counsel for President Hoover. Mr. Eaton said that before the Board can take action, it must see the Foundation's proposal in writing with the dollar amounts. Mr. Wallace said it was their understanding that the Foundation was not to presume employment control over the president, so what they are presenting is a plan to provide funding for those three components, if they are included in the agreement.

Mr. Eaton was in favor of the outline, but needed more information such as a specific suggestions from the Foundation to include in the agreement.

Mr. Hammond suggested the Board embrace the concept to direct staff to work with the Foundation to draw up the specific proposal that will fit within his employment agreement and then bring it back to the Board for approval.

Dr. Dillon said he was for the program, but wanted to look at the process. He did not expect the Foundation to bring a document without Board input and recommended the following contract considerations:

- 1) Sanctity of the at-will agreement that the Board possesses and an indemnification from both the president and the Foundation for any liability that the state or the Board would incur in the agreement.

- 2) The Board has some things to do if the precedent is set and whether or not it should be in the contract, or whether there should be a comparable document so two areas can be avoided:
 - a. The idea of when these agreements are generated, i.e. it needs to be stated that we are not going to do this unless there has been at least two years of employment.
 - b. The area of five-year contracts. The policy needs to be changed to allow for exceptions.
- 3) There needs to be full discussion.
- 4) There needs to be a review of the parameters of the compensation package.

Dr. Dillon felt it was reasonable to enter into the agreement, but was concerned about the process. He felt Board members should have an opportunity to express their desires on what they would like to see in the contract.

Mr. Hess felt the first step was to see if the Board agreed with the concept. He said he was concerned with the fundamental premise and felt the legislature should be approached if additional salary is needed. He felt that if the president deserved the additional compensation, so did the staff. He said he would entertain a proposal where a percentage of the amount that goes to the president be distributed among the faculty as they are as much a part of the education process as is the president. He suggested the staff go back and see what has historically transpired in these types of environments and what are the pluses and minuses. He said he would like to have some fundamental information about the proposal before he would want to vote to approve pursuing the concept.

Mr. Davis was concerned that with funds coming from outside sources as there could be management conflicts. He said he would assume that that element would be addressed in the contract.

Mr. Hammond felt the Board should provide direction in the form of a motion asking the Foundation to work with staff to draw up the specifics and any proposed parameters. He said the Foundations are set up to support and provide assistance to the schools with things the government can't provide including additional compensation for a president they would like to retain. He felt the Board should work with the Foundations to provide the compensation as it was no different than the Foundation assisting in other ways to build an institution.

Mr. Davis said the concept of additional compensation was something that has been done with presidents, so what the Board was asking for was something definitive to review.

Dr. Dillon said he was for the motion (#27), but was concerned about the process. He said the SBOE has the final responsibility and felt the proposed process takes the Board out of the process. He felt what was happening was that the university, with staff, would come back

and present to the Board a proposal for an up or down vote. He did not feel that was the best way to do it. He felt the Board should provide input, perhaps via a telephone conference meeting, so when the document is presented, it would not have to be redone. Mr. Eaton said the motion indicated a draft be brought in August for Board input. Dr. Dillon felt there should be an additional step with Board involvement so when the draft is presented, their considerations are included.

Ms. McGee said she agreed with the concept of the motion in that the Board needed to have something in front of it to discuss in August.

Mr. Wallace suggested there be two agreements: an employment agreement, led by Dr. Fitch, and another agreement between the Foundation and the Board in support of those components of the employment agreement the Foundation is willing to fund.

Mr. Boyd asked if the agreement would be designed to fit all or would be tailored for each situation. Mr. Davis did not think one agreement would fit everyone and that each needed to be reviewed based on its content. Dr. Dillon felt the agreements should be tailored individually, but that there could be some Board determined parameters for all agreements.

It was moved by Mr. Eaton, seconded by Mr. Hammond and carried (7-1) to accept the concept in principle that has been proposed to us; that we ask our staff to work with the Foundation and others, as necessary, in order to formalize the arrangement; that the attorneys be involved in the writing of that contract and that the document be sent to us in draft form as soon as possible so that we can take action at our August meeting. (Motion #27)

Mr. Hess said he voted nay not because he was against the proposal (nor necessarily for it). He said he has no basis of knowledge to make a decision and until he receives a better feel for the outcome, he does not feel comfortable voting for it.

5. Idaho State Library Board Reappointment

At its May 7, 1999 meeting the Idaho State Library Board voted to recommend to the State Board of Education that Mr. Larry Weeks be reappointed as a member of the State Library Board for the term beginning July 1, 1999 and ending June 30, 2004

It was moved by Mr. Eaton and carried (8-0) to approve the reappointment of Mr. Larry Weeks to the Idaho State Library Board, July 1, 1999 through June 30, 2004. (Motion #25)

6. Forum

No discussion.

7. Student Debt

Mr. Eaton said the committee would meet via teleconference call within the next thirty days to review the general topic of student fees.

8. Student Body President Orientation

Mr. Nathan Peterson, ASLCSC, presented a proposal for student leader orientation and meeting participation. Mr. Eaton said the reason for the proposal is that students believe it is difficult for them to be attuned to the procedure and process and that they would like to be involved at both the Personnel/Student Affairs Committee level and the Board level.

Mr. Peterson said he has talked to Dr. Fitch, who has agreed to lead the orientation by sitting down with student leaders and advising them of what the Board is about and how to present their concerns.

Mr. Eaton said he would take the responsibility to see that, either through the committee or through Dr. Fitch, student leaders are introduced to Board members and issues.

Mr. Eaton asked the student body leaders to let other students know that student fees and student debt are priority issues with the Board and that the student leaders had and will have input into decisions that are underway.

9. Athletic Contracts

Mr. Eaton asked the Board for permission to write to the institutions advising them that the Board needs to know in advance as much as possible the contents of athletic contracts. And, although it may be required to go first through the Board's attorney as a confidential personnel matter, the Board needs to be made aware of it before, or at the time, it is made public. Mr. Davis agreed. Mr. Eaton said he would follow-up on the subject at subsequent meetings.

Personnel/Student Affairs Committee agenda on file as Exhibit #s 9 & 10 with the Office of the State Board of Education.

ACADEMIC AFFAIRS/PROGRAM COMMITTEE

4. Minutes of April, 1999 Meeting

Approved in committee.

5. Minutes of March 2, 1999 HERC Meeting

Approved in Committee

6. Higher Education Research Council

a. Funding Recommendations for FY00

The legislature appropriated funds to the college and universities for academic research in three specified programs: Infrastructure, Matching Grants and Research Center Grants. HERC forwarded its recommendations to the Board as follows:

1. Infrastructure: The council recommended \$600,000 per year for programs at BSU, ISU, LCSC and the UI.
2. Matching Grants: The council recommended the Board make an exception to the 24 percent limitation and commit \$600,000 for the NSF-EPSCoR match (\$1,000,000-federal).
3. Research Center Grants: The council recommended funding in the amount of \$342,300.

It was moved by Dr. Howard and carried (6-0) to approve the FY2000 allocation of appropriated funds for the Higher Education Research Council as recommended. (Motion #28)

b. EPSCoR Appointment

The council recommended the appointment of Dr. Carole McWilliam to the Statewide EPSCoR Committee.

It was moved by Dr. Howard and carried (6-0) to approve the appointment of Dr. Carole McWilliam to the Statewide EPSCoR Committee for a term of three years from June, 1999 through June, 2002. (Motion #29)

7. Idaho Technology Incentive Grant Awards

In 1997 the Board created a competitive grant program to promote the creation and use of alternative methods of instruction. The AA/PC forwarded six (four as proposed, two with conditions) projects for FY00 to the Board for approval.

Mr. Hess was concerned that the information contained in the agenda indicating people had been impacted did not indicate how they were impacted, i.e. positively or negatively. He said he would like to see some type of quantifiable end results so the Board can see where it is heading with the grant money. He asked Dr. Dodson, if funding continues, to quantify and define outcomes. He also felt some of the grants were redundant in that some areas have been done for years, i.e. training faculty on the use of distance delivery. He did not feel that type of grant can be considered research and forward thinking.

Ms. McGee said the entire area would be something the committee would be reviewing and discussing. Mr. Hess suggested the committee ask itself whether the outcome of the grants would “increase the rate and quality of student learning.” Dr. Dodson said they have discussed a restructuring of the grant process or to direct fund the institutions so they can use the money, under Board guidelines and outcome assessments, according to each’s priorities.

Dr. Howard said that since the funds are allocated over three years, it would give the Board the opportunity to phase-in an improved model.

It was moved by Dr. Howard and carried (7-0) to approve funding for the Technology Incentive Grants in FY00 as recommended in item #4, which includes: \$386,300 for continued funding of FY98 approved projects; \$196,500 for continued funding of FY99 approved projects; and \$1,167,200 to fund six new projects. Additionally, two of the new projects will be asked to meet conditions set forth on pgs 21 & 22 of the AA/PC agenda before funding commences. (Motion #30)

8. IDAPA Rule Change

Legislators have requested that the term “certificate” be deleted from the definition of a program in IDAPA 08.01.11, 106. The new definition will read:

01. Definitions. A course is defined as set forth in Section 33-2401(5) *Idaho Code*. A program is defined as a series of courses leading to the awarding of a degree.

It was moved by Dr. Howard and carried (7-0) to approve the revisions to IDAPA 08.01.11, Rules Governing Out-Of-State Institutions, In-State Non-Accredited Institutions and Correspondence or Private Courses. (Motion #31)

9. Final Reading: Program Approval and Discontinuance Policy

GOVERNING POLICIES AND PROCEDURES

SECTION: III POSTSECONDARY AFFAIRS

SUBSECTION: G Program Approval and Discontinuance

The First Reading was held in April.

The changes will clarify the delegation of authority to the Executive Director to approve program, unit and title changes; program approval and discontinuance requests must be submitted to the Executive Director 30 (rather than 120) days prior to the implementation date. The Executive Director may at any time refer the changes to the Board for review and action. New programs or other requests having a fiscal impact of \$150,000 or more will require Board approval.

It was moved by Dr. Howard and carried (7-0) to approve the revisions to the Program Approval and Discontinuance Policy for Final Reading. (Motion #32)

10. Final Reading: Accreditation Policy

GOVERNING POLICIES AND PROCEDURES

SECTION: III POSTSECONDARY AFFAIRS

SUBSECTION: M Accreditation

The First Reading was in April.

The new language will parallel language in *Idaho Code* 33-107 and 33-2401. The changes provide for Board recognition of accrediting bodies recognized by the U.S. Department of Education.

It was moved by Dr. Howard and carried (7-0) to approve the revisions to the Accreditation Policy for Final Reading. (Motion #33)

11. Final Reading: Developmental Education Policy

GOVERNING POLICIES AND PROCEDURES

SECTION: III POSTSECONDARY AFFAIRS

SUBSECTION: M Accreditation

The First Reading was held in March.

The change will help to clarify the confusion between “Remedial Education” and “Developmental Education.”

It was moved by Dr. Howard and carried (7-0) to approve for Final Reading the revisions to the Developmental Education Policy. (Motion #34)

12. NEW PROGRAMS: CAAP Recommendations

ISU - Master of Science, Engineering Structures and Mechanics

The full proposal was reviewed by the CAAP for quality, duplication, centrality, demand and fiscal resources in accordance with Board policy. It was also reviewed by the Statewide Engineering Education Advisory Council. Both councils recommended approval. Fiscal support will come from reallocations.

It was moved by Dr. Howard and carried (7-0) to approve the establishment of a Master of Science in Engineering Structures and Mechanics at Idaho State University. (Motion #35)

13. New Academic Programs

Idaho State University - Idaho Dental Education Residency Program

In February 1995 the SBOE’s Special Health Programs Committee-II issued its last report/recommendations on dental education. The report and recommendation included a discussion of assessment and needs for Advanced Education in the General Dentistry Program. As a consequence of ISU’s efforts and the significant growth of Idaho and the surrounding region, the demand for a dental residency program is high.

The proposed program is as one-year post-doctoral experience for graduates of an accredited school/college of dentistry. The program would require specific program accreditation by the Commission on Dental Education. Initial steps have been completed and the Commission (in January 1999) granted preliminary provisional approval, and provided the SBOE approves the request, full accreditation will be in Spring 2001.

Funding will be through reallocation, a request for new federal dollars and practice receipts.

The CAAP reviewed the full proposal for quality, duplication, centrality, demand and fiscal resources in accordance with Board policy and recommends approval.

Dr. Dillon said that if the objective is to take care of people needing dental care and not necessarily the people who can always pay for dental care; and if the objective is to keep dentists in Idaho, the money is better spent on a residency program than on increasing seats in a dental school.

Mr. Boyd asked if general funds would be used for the program. Dr. Dodson said ISU will include a funding request in 2002. However, if the federal grant is renewed for another three years, they may not have to request general funds.

It was moved by Dr. Howard and carried (7-0) to approve the establishment of an Idaho Dental Education Residency Program at Idaho State University. (Motion #36)

14. Idaho-Washington Reciprocity Agreement

For over 10 years the SBOE and the Washington Higher Education Coordinating Board have had an agreement that enhances access to educational opportunities for residents of Idaho and Washington at reduced rates. The current agreement expires June 30, 1999.

Dr. Dodson said the Washington State Coordinating Board contacted the SBOE office and suggested there be a significant increase the amount of dollars waived by the Washington institutions. The Idaho institutions will also adjust their waiver amounts. The changes on page 37 of the agenda are:

1. University of Idaho will waive \$427,315
2. Lewis-Clark State College will waive \$227,720
3. Boise State University will waive \$90,870
4. Idaho State University will waive \$90,870

Total Idaho Waivers: \$836,775

1. Walla Walla Community College will waive \$300,000
2. Washington State University will waive \$226,000
3. Eastern Washington University will waive \$310,000

Total Washington Waivers: \$836,000

It was moved by Dr. Howard, seconded by Ms. McGee and carried (8-0) to approve the continuation of the Idaho-Washington Reciprocity Agreement for academic year 1999-2000 to reflect the new dollar amounts as described by Dr. Dodson. (Motion #37)

12. Professional Program Review

Significant efforts to evaluate medical and dental education occurred during the mid-1990s. The last SBOE ad hoc committee to address medical education issued its report in January 1997. Since that time, a number of issues have arisen which need to be addressed. The CAAP discussed the potential need to review the various professional programs and made recommendations to the Board.

It was moved by Dr. Howard to approve the recommendations submitted by the Council on Academic Affairs and Programs concerning professional program review. **The motion was withdrawn.** (Motion #38)

Dr. Dodson said that since the item was prepared, the Presidents' Council has discussed a strategic plan for education, with each institution taking a lead role in an assigned area. As the AA/PC needs to be a partner in the development of that strategic plan, it was felt the motion should be changed.

It was moved by Dr. Howard to approve the AA/PC partner in working with the Presidents' Council in regards to their strategic plan for professional programs. **The motion was withdrawn** and direction given to staff to work with the Presidents' Council. (No motion #)

Dr. Ruch said the Presidents' Council welcomed the AA/PC's participation.

13. Idaho-Utah Medical Agreement

Since July 1976 the SBOE has had an agreement with the University of Utah, School of Medicine (UUSM) to reserve a specific number of seats for Idaho residents. The 1982 Idaho-Utah agreement set the support fee per Idaho student consistent with the WICHE student support fee (\$19,664 per student). In addition, a surcharge fee of \$3,134 is paid by Idaho students.

The current agreement expires August 1999. The UUSM would like to renegotiate the fees paid by both the state of Idaho and the students. Dr. Dodson reported a new agreement was sent to the UUSM which reviewed it and asked for special consideration in some areas. The AA/PC authorized OSBE staff to extend the current agreement until May, 2000. A new arrangement will be worked out which will be targeted at:

1. The UUSM is asking the SBOE to consider increasing the amount of state appropriated dollars for the seats.
2. By legislative intent, there has been a surcharge to Idaho students by the University of Utah. The UU would like the SBOE to reconsider the issue of the surcharge.

3. The UU would also like to begin a preceptorship rotation program, much like WAMI has for juniors and seniors, back to the state of Idaho.

Dr. Dodson said they would be working on those points over the next six months and in May 2000 will come back to the Board for approval of an agreement.

Mr. Eaton felt it would be worthwhile for representatives from the University of Utah (UU) and the University of Washington (UW) to meet with Board staff to try to coordinate rotations. Also, Idaho State University will begin a review of the delivery of medical programs and he felt they should be a part of any discussions with UU and UW.

14. Hispanic Education Task Force - Indian Education Initiatives

In March 1999, the Board approved \$1.2M for Preservice and Inservice Multi-cultural Education and \$350,000 for the "Grow-Your-Own Teacher" program. The funds were to be a part of the Board's FY01 budget request; however, it is not clear as to whether these funds should be included in the institutions' budgets or the Board's budget request. At the April 1999 meeting of the AA/PC, it was agreed that the chief academic and fiscal officers would meet to explore the options and report back to the AA/PC, the Finance Committee and the Board in June.

Dr. Dodson said the Chief Fiscal Officers, the Deans of the Colleges of Education and the Chief Academic Officers met and prepared a resolution in the Board's budget for the funding of Grow-Your-Own and Inservice/Preservice for Multi-ethnic Educational issues. It will be brought for action in August.

15. Summary of FY99 Postsecondary Program Changes

Board members requested reports to the AA/PC on significant program changes approved by the Executive Director. The FY99 changes are listed in the exhibit. Additional changes will be brought to the Board on a quarterly basis.

Mr. Davis asked that when the Board addresses JFAC the table on pages 42 & 43 be condensed and included in the JFAC packet. Dr. Dodson said he would do so. Mr. Hess said he would like to have a dollar figure on reallocations. Dr. Dodson said that would be done.

16. Capacity Definition

In November 1998, the question of how to define or determine capacity was discussed. The AA/PC discussed the issue and presented its views at the January 1999 meeting. The topic was asked to be reviewed again.

Dr. Dodson said the CAAP has drafted a document which will be sent to Board members in the near future.

17. Statewide Engineering Education Advisory Council

Dr. Howard advised that Ms. McGee has been appointed to the council.

Mr. Davis said the council wished to bring together the resources and entities having an interest in engineering education. The council is addressing the difficulty in accessing the information highway throughout the state, and decided to do a study (with the ITRMC) to see what can be done to improve access for engineering education.

Academic Affairs/Program Affairs Committee agenda on file as Exhibit # 11 with the Office of the State Board of Education.

FINANCE COMMITTEE

1. Minutes of the April Meeting

Approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Hess and carried (8-0) to approve the Finance Committee Routine agenda items for the Office of the State Board of Education, the Idaho School for the deaf and the Blind, the State Division of Vocational Education, the Idaho Division of Vocational Rehabilitation, the Idaho Educational Public Broadcasting System, the Idaho State Historical Society, the Idaho State Library, Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho. (Motion #40)

3. Non-Routine Institution/Agency Agenda Items

University of Idaho

4.8.3 Financing Package in support of the FY00 Institutional Capital Plan

The UI requested authority to issue bonds to fund components of their Capital Budget Plan consistently with their Strategic Plan and Long-Range Campus Development Plan.

Mr. Hess said \$3.3M of the bond would be used for reducing the debt, with the remaining money to be used for capital improvements.

Mr. Hess said this item initiated a discussion in committee about all of the capital projects, bond fund indebtedness, etc. which precipitated the Board asking Deloitte & Touche to prepare an overview, summary spreadsheet of the universities' income and outgo, and the potential downside if student enrollment declines. He said that the motion (Motion #41) included a request for approval of whatever portion of the 600 hours is necessary to bring the report to the committee in approximately six months.

It was moved by Mr. Hess to authorize the University of Idaho to fund components of the University of Idaho's FY00 Capital Budget Plan consistent with the University's Strategic Plan and Long-Range Campus Development Plan. A roll call vote was taken:

The motion carried. (Motion #41)

AYES: Ms. McGee, Mr. Boyd, Mr. Hammond, Dr. Dillon, Dr. Howard, Mr. Hess,
 Mr. Davis
NAYS: None
ABSTAIN: Mr. Eaton
ABSENT: None

5.5.3 Outreach—Acquisition of Ida-Ore Facility and Land, Caldwell, Idaho

In order to increase its ability to support the state’s agricultural industry, the University of Idaho requested approval to acquire ownership and assume operation of a small business incubator and specialty food processing facility owned by Ida-Ore, Inc. in Caldwell. (NOTE: Ida-Ore, Inc. is a council of governments formed for economic development.)

It was moved by Mr. Hess and carried (7-0 [Mr. Eaton abstained]) to approve the University of Idaho’s request to acquire ownership and assume operation of a small business incubator and specialty food processing facility owned by Ida-Ore, Inc. in Caldwell. The acquisition includes two buildings, approximately five acres of land, and most of the furnishings, fixtures and equipment in the building. (Motion #42)

Boise State University

4.81 Refunding 1994 Student Fee Revenue Bonds

Boise State University requested approval to issue approximately \$4,360,000 in tax-exempt revenue bonds to refund \$4,300,000 outstanding Series 1994 Student Fee Revenue Bonds to reduce debt service costs.

The bond issue supports the Library Expansion project of 1994. To maximize the dollars available, BSU issued revenue bonds with the matriculation fee as pledged revenue. The Foundation purchased treasury notes that provided a cash flow to replace the matriculation fees used for bond payments.

It was moved by Mr. Hess to approve Boise State University’s request to issue bonds to refund a portion of outstanding Series 1994 Student Fee Revenue Bonds. A roll call vote was taken: **The motion carried.** (Motion #43)

AYES: Mr. Hammond, Dr. Dillon, Dr. Howard, Mr. Hess, Mr. Boyd, Ms. McGee,
 Mr. Davis
NAYS: None
ABSTAIN: Mr. Eaton
ABSENT: None

4.83 PeopleSoft Financing Agreement

Boise State University wishes to implement the Advancement module and enhancements to the existing modules as it now focuses on improved services to students, faculty and staff.

No student fee increases are required.

BSU requested approval to enter into a financing agreement with PeopleSoft, USA, Inc. to fund up to \$5,300,000 in future enhancement implementation and prepaid maintenance support at an annual rate of 5.25 percent over a five-year period.

Mr. Hess said there was a great deal of committee discussion on the issues and there still seems to be many questions which need answered. A report will be brought to the committee prior to the next Board meeting showing the amount of expenditures, what's been done and the amount of expenditures needed to complete the project.

It was moved by Mr. Hess to approve Boise State University's request to enter into a financing agreement with PeopleSoft, USA, Inc. to fund up to \$5,300,000 in future enhancement implementation and prepaid maintenance support at an annual rate of 5.25 percent over a five-year period. A roll call vote was taken: **The motion carried.** (Motion #44)

AYES: Dr. Dillon, Mr. Eaton, Dr. Howard, Mr. Hess, Mr. Boyd, Ms. McGee, Mr.
Hammond, Mr. Davis

NAYS: None

ABSTAIN: None

ABSENT: None

Dr. Ruch requested approval to work with Board staff to use some of the 600 Deloitte & Touche hours to provide an independent opinion on whether or not to execute the contract.

Mr. Eaton said the committee considered the maintenance prepayment portion of the contract to be in order so as to ensure that the prepayment will be for future services. In order to do so, the committee suggested BSU conduct due diligence into the services that are provided and the provider itself. He felt the most independent way of doing it was through the Board.

It was moved by Mr. Eaton, seconded by Mr. Boyd and carried (8-0) to ask Deloitte & Touche, as a part of their contract hours, to assist in the due diligence review of the purchase contract with PeopleSoft. (Motion #45)

Mr. Eaton said the report would include the anticipated cost, how much will it cost and the difference with an explanation.

4. FY2000 Allocation of Idaho Council for Technology in Learning Funds

It was moved by Mr. Hess and carried (8-0) to approve the allocation of the ICTL funds for teacher training as recommended by the ICTL. (Motion #46)

5. FY2000 Allocation of the Governor's College & Universities Excellence Initiative Funds

Governor Kempthorne recommended and the legislature funded a "program to enhance the quality of four-year post-secondary education institutions. Institutions must attract and retain faculty in highly competitive areas and these funds are to recognize that need. Individual faculty and staff would be rewarded for increased productivity, innovation and overall quality of performance in the most critical areas of the institution's program. These funds are to be distributed to the institutions as competitive grants and each institution will be expected to provide a minimum matching amount of \$1.00 from internal resources for each \$1.00 appropriated for this purpose. Continuation of future funding will be dependent upon the quality of the institution's plan to address the critical needs and the effectiveness of their performance."

A Request for Proposals (RFP) was made on April 30, 1999. The proposals have been received and are in the review process.

It was moved by Mr. Hess and carried (8-0) to allocate \$1,300,000 to Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho for the Governor's Excellence Initiative as recommended by the Governor. (Motion #47)

6. FY2000 Allocation of Comprehensive Literacy Act Funds

Senate Bill 1283 appropriated funds to the college and universities and contains the intent language "Of the amount appropriated..., \$500,000 shall be used for teacher preparation activities associated with Idaho's Comprehensive Literacy Act as prescribed in Section 33-1207A, *Idaho Code*, as added by Section 1, House Bill 178, as enacted by the First Regular Session of the Fifty-fifth Idaho Legislature."

The Presidents' Council recommended the funds be allocated equally among the four-year institutions (\$125,000 each for FY00).

It was moved by Mr. Hess and carried (8-0) to allocate the \$500,000 Literacy Funds equally among Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho. (Motion #48)

7. FY2000 Operating Budgets for College and Universities

It was moved by Mr. Hess and carried (8-0) to approve the operating budgets for FY2000 for the college and universities as presented in the exhibit. (Motion #49)

8. Renew Audit Contract with Deloitte & Touche, LLP

In November 1993, Deloitte & Touche, LLP (D&T) was awarded the audit contract for the period January 1, 1994 through December 31, 1999 to cover auditing services to Boise State University, Eastern Idaho Technical College, Idaho State University, Lewis-Clark State College and the University of Idaho. The contract can be renewed for either another five-year period or for a single year, if both the Board and D&T agree (the institutions have indicated support for the contract to be renewed). The terms, if renewed, would be the same as the current contract.

Bidding the contract would take considerable time and effort. Renewing the contract would involve negotiating the fees.

Mr. Boyd asked how in-depth the audits went. Mr. Hasselquist responded that Deloitte & Touche do the institutions' financial audits and prepare their balance and income statements. They also do sample audits and if an exception is found, the sample is expanded. The information obtained in the audit is placed by the State Controller into a statewide consolidated accounting report. Mr. Hess said the spot checks he has seen indicates an intensive, in-depth audit of each institution.

It was moved by Mr. Hess and carried (8-0) to renew the auditing services contract with Deloitte & Touche, LLP, under the conditions of the current contract, for five years, ending December 31, 2004. (Motion #50)

9. Intercollegiate Athletics - Revenue

The Finance Committee has been reviewing the Intercollegiate Athletic budgets at the four institutions, with particular interest on understanding the sources of revenue used to fund the programs. The committee would like to place limits on the amount of revenue that can be generated from selected sources and asked the Presidents' Council to recommend a policy on limiting revenue sources.

Mr. Hess said a definition has not been worked out yet. The Presidents' Council did submit a proposal to the committee and it is being reviewed. The topic will remain on the agenda.

10. FY2001 Budget Request - Enhancements

Following the guidelines, the institutions and agencies submitted their FY2001 enhancement requests which are included in the exhibits. The MCO request will be calculated and full budget request for FY2001 will be presented to the Board in August.

It was moved by Mr. Hess and carried (8-0) to approve the FY2001 enhancement requests as presented. (Motion #51)

11. Use of Increased Nonresident Fee Waivers

In an attempt to increase enrollment in programs that currently have capacity, the Board endorsed a recommendation from the Presidents' Council to increase the number of nonresident tuition waivers for disadvantaged students from 1 percent to 3 percent.

Mr. Eaton said there has been discussion as to what disciplines the fee waivers would apply. He suggested establishing the disciplines the waivers would apply to be placed on the committee's September agenda. Mr. Hess said it would be added.

12. Y2K Status Report

Mr. Hess reported the institutions are on top of it and there are no particular problems.

13. Multi-Purpose Campus Activity Center Budget Increase

LCSC has asked the Executive Director to approve an increase to the budget of \$540,000 to cover the estimated costs of the building. It will be financed by changing the bond period and deducting \$28,000 per year from the facilities fund.

Mr. Hess said the item has been approved by the Executive Director and was brought as an information item.

Finance Committee agenda on file as Exhibit # 13 with the Office of the State Board of Education.

LEGISLATIVE AFFAIRS COMMITTEE

1. Minutes of the April Meeting

Approved in committee.

2. Identification of SBOE Core Legislative Principles

It was moved by Mr. Boyd, seconded by Mr. Eaton and carried (8-0) to accept the core principles as presented in Item 6.2. (Motion #52)

3. May Videoconference Update

Mr. Boyd felt the conference was meaningful and was well received by the legislators in attendance.

Mr. Eaton suggested Ms. Laurie Boston send a copy of the Board's Statewide Strategic Plan to the individuals invited to the conference.

4. Date for Next Videoconference

Mr. Boyd asked Board members to get their preference for either November 10 or December 9 to him or Mr. Killworth within the next week.

5. Other

Facilities

Mr. Boyd said he had attended a meeting of the Governor's Committee on Facilities. A consulting firm was hired take the 1992-93 report, condense it and eliminate areas that are not pertinent. A subcommittee was appointed and will, within a few days, hear the consultant's report. The subcommittee will meet with the whole committee and present their report.

School Violence

Mr. Davis asked what was being done to address school violence. Mr. Boyd replied that they have not gotten too far, but that Dr. Howard has done a lot of work in the area. He has talked with Col. Edwin Strickfadden of the Idaho State Police (ISP). Col. Strickfadden said the ISP will probably deal with response issues rather than prevention. He also talked with Alan Smith of the Idaho School Boards Association, but they have not determined how/if they will address the issue.

Dr. Howard said the SDOE would be focusing this summer on issues associated with prevention as well as response. In August, all superintendents are invited to a SDOE sponsored workshop where the issue of school violence will be one of the major topics. She said the SDOE is trying to work with the issue holistically, taking into account all factors associated with it.

Mr. Boyd thought someone in the state might be contemplating the establishment of a committee on school violence.

Mr. James Lucas addressed the Board regarding issues facing young people today. He handed out an article on prison inmates. Mr. Davis asked that he provide a copy to Mr. Mosman.

Mr. Eaton asked if the committee the Board established had looked into a Board-initiated summer conference on school violence, or would the conference come through the SDOE. He said he would like for the Board to be able to say that it put together all of the available information on how schools can reasonably prepare for an event of violence. He felt the Board should support what the SDOE is doing, but that the Board should be talking in terms of a larger picture that would include experts from within and without the state.

Dr. Howard thought a SBOE statewide conference was a good idea, but felt that an October or November date would work better for the school districts than during the summer. Mr. Eaton felt that a conscience decision needed to be made if the conference were not held until after school begins. Mr. Boyd agreed with Mr. Eaton, but was not sure there would be enough time to plan for a summer conference. Dr. Howard felt a later conference date would give more time for planning and organizing.

Dr. Dillon agreed with Mr. Eaton, but felt nothing would be accomplished unless cultural problems were addressed, i.e. character assessment, right and wrong, what is taught in the schools and what can be done or not done. He felt those issues could not be adequately addressed prior to sometime in the fall. He agreed with Mr. Eaton's statement that the Board needed to define what it wants to do, i.e. to try to prevent school violence, to be a resource for the districts, etc.

Ms. McGee also agreed with Mr. Eaton and said the local districts are taking the lead, i.e., the Pocatello districts are working with the SDOE on the issues. She felt the Board should work with the SDOE and local districts towards a conference in September.

Dr. Dillon felt that if the Board wanted to do something, it needed to define its objectives, i.e. transfer information to school districts, have some type of clearing house so security measures are in place, etc., or address the problem from the cultural aspect.

Mr. Eaton felt the Board should write down what it expected to accomplish, get the written statement out and then determine whether or not to do it. He felt the experience in

Pocatello may be unique due to the recent situation in one of their schools and that although there may be understanding of the problem in Pocatello, there may not be in other districts. He felt the Board has the responsibility to amass the information and resources that are available and list problems and sources of information to address the issues. He felt that hosting a seminar or conference and bringing in the best ideas would be the best way to fulfill that responsibility.

Dr. Howard said the SDOE would bring forth a proposal that responds to what is in place with an awareness of the big picture. She felt any conference should be done with an overall view so attendees could walk away with plans or attitudes as to how they are going to deal with student behavior and structure issues that would enhance safety. She said she would like to take time to identify them; then distribute them to the Board for comment.

Mr. Davis asked Dr. Howard to get the information to Dr. Fitch for disbursement to the Board so it can decide what it will do.

Legislative Affairs Committee agenda on file as Exhibit #s 14, 15 & 16 with the Office of the State Board of Education.

70 PERCENT COMMITTEE

1. Minutes of April Meeting

Approved in committee.

2. Educating the Incarcerated

Ms. Sara Adams gave a presentation to the committee on educating the incarcerated. Among the points brought forth were:

- 1) Education plays the major role in reducing recidivism rates, i.e. the right kind of education has a greater impact on keeping people from coming back to prison than any other intervention.
- 2) Nearly everyone (including 90 percent of convicted felons) will eventually be released. How they are prepared for life outside of prison is in everyone's best interest.

Mr. Doug Gray, Department of Corrections also gave a presentation to the committee on the special education needs of inmates; the low number of certified teaching staff and the problems of coordinating educational programs.

Dr. Dillon said the Department of Corrections' budget for education in Idaho's prisons is going down from 1.5 percent in 1994 to 1.4 currently and is anticipated to go down to 1.3. It currently is 5-10 percent lower than in surrounding states. Mr. Hess questioned why, if education is effective in preventing recidivism, the Department of Corrections was reducing its education budget. Dr. Howard said that the committee was told that the Department had to make a choice between ensuring a safe facility with enough staff and education programs.

Dr. Dillon said the committee established a subcommittee to make recommendations. Membership of the subcommittee is: Dr. Marilyn Howard, Mr. Pat Young, Mr. Doug Gray, Mr. Brent Brenke, Dr. Mike Rush, Mr. Roy Mosman and a minority representative from the Hispanic Council.

3. Centers for New Direction

Dr. Dillon reported the Centers for New Direction (a Board agency that deals with at-risk citizens) assisted 2,515 individuals with the results that 812 are now in the labor market, 833 are in postsecondary education, 144 are in non-traditional programs and 336 have earned GEDs.

4. Minority Education Report

Dr. Dillon said a report was given that indicated they were pleased with their access to the Board and with the Board's action in approving the Indian Incentive Initiatives.

5. Capacity Building

Dr. Dillon said the problem is lack of adequate facilities in which to put technology programs. The committee asked Dr. Rush to develop a statewide overview of available facilities and report what is needed in order to accomplish Board priorities in technical education. The report will be brought back at a later date.

6. Central Idaho Vocational Education Cooperative Service Agency (CIVEC)

It was moved by Dr. Dillon and carried (8-0) to approve the Central Idaho Vocational Education Cooperative Service Agency (CIVEC) request. (Motion #39)

70 Percent Committee agenda on file as Exhibit #12 with the Office of the State Board of Education.

OTHER

1. Exiting Standards Temporary Rule Hearing

A hearing was held on Wednesday, June 16, 6:30 - 7:30pm in the Silver-Gold Room of the Student Union Building at the University of Idaho. There was no oral testimony.

2. Open Forum

- 1) Kathleen Kangas addressed the Board regarding faculty recruitment and retention.
- 2) Jeff Olson addressed the Board regarding the IPTV program It's Elementary.

3. ICTL/Technology

Dr. Fitch reported that as part of the re-organized ICTL, the SBOE must designate one of its members and a president of an Idaho public college or university to sit as voting members on the council. The legislation also requires the Board to select from among the members of the council a chairman, who shall call and conduct the meetings of the council. When all appointments have been made, Dr. Fitch will come back to the Board with that request.

It was moved by Dr. Howard, seconded by Mr. Hess and carried (8-0) to appoint Mr. Curtis Eaton as the State Board of Education representative and President Jerry Meyerhoeffler as the Idaho public college or university representative to the Idaho Council for Technology in Learning. (Motion #13)

As part of the agreement between the State Board of Education and the J. A. & Kathryn Albertson Foundation, the Board must authorize the expenditure of funds under the \$28M, Opportunity 1 Technical Support Grant.

It was moved by Dr. Dillon, seconded by Ms. McGee and carried (8-0) to approve the request to authorize the Executive Director of the State Board of Education to request and authorize payments under the Opportunity 1 Grant. (Motion #13)

Exhibit #6

4. Idaho Virtual University

Dr. Charles Ruch reported that at a meeting in Twin Falls between the public and private sectors, there was discussion regarding a statewide virtual university. The J. A. & Kathryn Albertson Foundation offered to host a conference to work on the issues. The conference will probably be held in early fall. Dr. Ruch will bring a report to the Board at that time.

5. Campus Tour

The Board toured the University of Idaho's Center for Teaching Innovation Lab.

6. Statewide Education Strategic Plan

Mr. Davis said he was pleased with the Presidents' Council's plan to assign areas of study to the various institutions, and was looking forward to update reports.

Dr. Charles Ruch reviewed the Board's assignment:

1. Individual institutions to offer comments through the staff on the strategic plan.
2. Consider the education in the professional areas, i.e. health, legal, engineering and high tech programs. The presidents also included teacher education in the charge.

Dr. Ruch said each institution was assigned an area of study:

The University of Idaho will look at the legal (including para-legal) programs.

Idaho State University will look at the health programs.

Boise State University, together with Vocational Education, will look at engineering and technical programs.

Lewis-Clark State College will look at teacher education.

Dr. Ruch reported the Presidents' Council envisioned a report by discipline answering three fundamental questions:

1. What is currently being done?
2. Based on the best available information, what is the need?
3. What can be done to narrow a gap, if one is found?

He said they would like to bring a preliminary report responding to #s 1 & 2 to the September meeting, and a draft report on recommendations to the October meeting.

Mr. Eaton asked the Presidents to look at establishing advisory groups on an on-going basis for the disciplines under study, and suggested that Mr. Davis could be contacted regarding the Statewide Engineering Education Advisory Council. Dr. Ruch said they would add that to the charge. Mr. Eaton also asked the Presidents to work with Dr. Fitch to ensure there is a flow of information between the Presidents and the Board.

Mr. Hess asked that financial issues such as capacity and enhancement requests for FY2002 forward be included in the report.

7. IPTV Digital Conversion Report

Mr. Peter Morrill reported that IPTV recently received two Emmys: one for Lewis & Clark in Idaho and the other for the Outdoor Idaho Fish & Game Department report.

Mr. Morrill updated the Board on the status of IPTV's digital conversion.

1. Conversion to digital television is mandated by the Congress. If the conversion is not made, the stations will lose both the digital television service potential and the current analog television service. Nor will IPTV be allowed to use its translators and the right to the broadcast frequency will be sold by the government.
2. Current conversion plans only meet the basic federal mandate, basis transmission related equipment. IPTV's budget request for FY2001 will include a request for approximately \$4.7M over FY01,02,03. The total conversion cost will be between \$11M and \$13M. A new full-time FTE will also be requested.
3. Although no money has been allocated to date, any federal funds that do become available will be used to offset the state's investment to the extent allowed by law.
4. May 2003 is the deadline for all stations to have digital transmitters, transmitting simultaneously to analog transmitters; then, no earlier than 2006, analog service is scheduled to discontinue. However, Mr. Morrill felt the 2006 date was not firm and that television stations would be transmitting analog service until the federal government determines a firm stop date.
5. The FCC has not promulgated rules on digital television translators, but will do so in the future.
6. Review of the benefits in converting.

Mr. Hammond felt the question before the Board today was now to find the resources to make the conversion, and suggested direction be given to a smaller group to begin studying the issue. Dr. Dillon agreed and felt there was a short-term and a long-term problem. He asked Mr. Morrill what was needed to address the short-term problem. Mr. Morrill replied he needed: 1) approval for the \$4.77M in the IPTV budget request which would allow the first-year of the three-year conversion to begin; 2) authority be given to him to certify to the Corporation for Public Broadcasting in March 2000 that it is the intent of the State Board of Education to make the conversion to digital television; and 3) give him the authority to submit to the FCC by October 2000 the paperwork to allow IPTV to reserve the five digital channels. Dr. Dillon asked Mr. Morrill to write down the three requests and bring them back to the Board.

Mr. Hammond asked Mr. Morrill if he was aware of any other revenue sources which could be utilized for the first phase of the conversion. Mr. Morrill said he did not see any firm funding opportunities. He said he has had conversations with a foundation on the matter, but they were hesitant about getting involved in an issue they regarded as a state issue. However, he thought there might be some other possibilities and planned to look into them.

It was moved by Mr. Hess, seconded by Mr. Hammond and carried (8-0) for the State Board of Education to go on record as approving the continuation of public television in the state of Idaho. (Motion #15)

It was moved by Mr. Hess, seconded by Dr. Dillon and carried (8-0) that Peter Morrill bring to the Finance Committee his capital budget requests and other alternative sources of funding requests that may need regulatory approval, but at least to identify capital requests in order to keep public television. (Motion #16)

Mr. Hess suggested Mr. Morrill bring the requests to the August Budget Meeting.

Mr. Eaton felt there should be coordination with other state agencies and asked if the intent of the motion was for that to be included. Mr. Hess said that was the intent.

Exhibit #7

8. Student Debt and Debt Increase

Mr. Davis asked the student representatives to come to the table. The representatives in attendance were: Mike Brown, Vice President - ASBSU; Mahmood Sheikh, President - ASUI; Brent Levant, Vice President - ASISU; Katie Muhlfeith, President - ASISU; Dan Sheckler, President - ASNIC and Carol Lampler, Lobbyist-BSU.

Dr. Fitch presented a report on student debt. He said the students recognize the cost of education is escalating on a regular basis and did not object to many of the increases, but were concerned about how students can plan for their education; how they can assist the colleges and universities in providing services; and how to regulate increases so students' opportunities to attend aren't eliminated.

Dr. Fitch reviewed the materials and suggested the Board consider the following options:

1. The question of fee versus tuition.
2. The one-fee concept that some states are attempting.
3. Graduated fees per class, i.e. general lecture class compared to a laboratory class.
4. Graduated fee costs per year, i.e. less for general education in first and second years as opposed to third and fourth years.
5. Class surcharges for certain classes.

Dr. Fitch recommended the Board establish a task force to look specifically at fees, with representation from the State Board of Education, the Presidents' Council, the vice presidents/provosts, the deans of Student Services, a faculty representative, a classified staff member and student representation.

Mr. Davis felt that rather than establish a task force, the Personnel/Student Affairs Committee could begin addressing the issue, and that the Finance Committee could be brought in at a later time. Mr. Eaton agreed. He and Dr. Dillon and felt there needed to be resolution by December.

Exhibit #8

9. Executive Session

It was moved by Mr. Boyd and seconded by Ms. McGee to enter into Executive Session per *Idaho Code* 67-2345, b, c and f. **A roll call vote was taken. The motion carried.** (Motion #17)

AYES: Ms. McGee, Mr. Boyd, Mr. Hammond, Dr. Dillon, Mr. Eaton, Mr. Hess,
Mr. Davis, Dr. Howard

NAYS: None

ABSTAIN: None

ABSENT: None

10. Committee Assignment

Mr. Davis announced that Mr. Roy Mosman has agreed to serve on a committee studying education delivery in the prison system.

11. Exiting Standards Update

The Exiting Standards Committee met with the Exiting Standards Commissioners and developed a draft Implementation Timeline. The timeline includes assessment and implementation through the year 2005, when the graduating class of 2005 will be required to meet the standards. Dr. Dillon reviewed the components of the timeline.

Dr. Tom Bitterwolf said one of the most critical areas is the intervention component and that many people are concerned that it could be an unfunded mandate. He asked that the Board be aware that in approximately a year they will be back with a budget for that component.

Dr. Dillon said a liaison committee has been formed by Senator Gary Schroeder, Representative Fred Tilman and the Governor's office.

It was moved by Dr. Dillon, seconded by Ms. McGee and carried (8-0) to approve the Exiting Standards Draft Implementation Timeline. (Motion #53)

Exhibit #17

10. Good of the Order

IPTV - It's Elementary

Dr. Dillon made the following comments regarding the broadcasting of IPTV of the program, It's Elementary:

There are three general statements that I would like to make regarding Idaho Public Television before getting more focused on the issue at hand.

- 1) Idaho governance directs the SBOE to have oversight of the operation of IPTV. Realizing that the public eventually pays the bills and supports IPTV and appreciating that we as the governing board represents the public, it is important that we respond to the citizens of Idaho. We should not avoid or shun this obligation.
- 2) We have exceptional leadership and management skills in the person of Peter Morrill. Peter and his management staff do a superb job for Idaho. Nothing that I'm about to say should be interpreted in any fashion as being critical of the management of IPTV.
- 3) The SBOE should never be a "censorship" Board and should always encourage the freedom that is necessary for the dissemination of ideas and opinions, but in a well balanced and responsible manner.

It is sad that with the prevailing "Politically Correct" attitude in many areas such as race, religion and sexual preference that any attempt at discussion is met with almost instantaneous stereotyping. This is unfortunate since creating a dialogue is absolutely important if we are to understand differing points of view.

A case in point in the current controversy regarding the planned airing of It's Elementary on IPTV.

After reviewing the tape, it is easy for me to understand those that would say the following:

- 1) This is a very professionally done and well-produced film. It does a superb job of making the valid point that we should not stereotype and should accept without prejudice differences present in our society.
- 2) It drives home the theme that we all, even children at an early age, should not be hurtful, either mentally or physically to anyone because they are different.
- 3) It stresses the need to respect the civil rights of all humans without regard to their sexual preference.

It also is easy for me to understand others that would say the following:

- 1) This film has an agenda to depict Christians as bigots and terrible people. There are two actors representing Christians where one hatefully states “God hates fags” and the other, made up to really look like a “geek” states “the Bible I read says homosexuals should be put to death.”
- 2) The film crosses the line of tolerance and understanding and basically advocates the homosexual lifestyle. There is an overriding theme that homosexuality is good, homosexuality is normal and this life style is to be preferred. The awarding of First Prize to an angelic little 9-year old for her essay praising motherhood entitled “I Have Two Mommies” is a case in point.
- 3) The not-so-subtle repeated inference that parents’ attitudes regarding homosexuality should be disregarded for the correct, enlightened view of teachers is obvious throughout the film.
- 4) The very flattering depiction of the children of same sex parents in family portraits is an example of the advocacy of the lifestyle and more than just understanding the tolerance of homosexuality.

To me, this is a uniquely Idaho decision and it matters little that this film has been shown in such areas as New York, Boston and San Francisco.

Our options on the SBOE are really only three:

- 1) Censure - A horrible mistake and bad precedent.
- 2) Do nothing - I think that’s hiding from our collective responsibility and we will find ourselves in two or three months in a position where we can’t win.
- 3) Go on record to support a process where Idaho citizens of different persuasions will have their views expressed.

It was moved by Dr. Dillon, seconded by Mr. Hess and carried (8-0) that the State Board of Education endorses the free expression of ideas and strongly recommends that if the management of Idaho Public Television elects to air It’s Elementary, that relative equal exposure be made available to those in opposition to the portions of the film they find objectionable. (Motion #54)

Mr. Davis asked Mr. Morrill to pass to the Board some literature indicating the criteria IPTV uses in its selection process.

Exhibit #18

Athletic Conferences

Dr. Ruch said many changes are taking place in the various conferences which are having a destabilizing effect on all. The options for BSU are:

- 1) Do nothing and see what happens. He did not feel this was viable.
- 2) Work to rebuild the Big West and its stability.
- 3) Find another conference affiliation for BSU. Dr. Ruch felt this was the best option.

Dr. Ruch asked if the Board had any direction to give him. Mr. Eaton felt it may or may not be a good idea to do any of those things and he would await additional information. Dr. Ruch said any actions he might take would have intended and unintended consequences so he has been in discussion with the other institutions. Mr. Hess said the conclusion to the discussion is an implied assumption that Dr. Ruch do a review and come back with a definitive recommendation. Dr. Ruch said that was correct and that no commitment would be made without Board concurrence.

Exhibit Materials on file with the Office of the State Board of Education.

STATE DEPARTMENT OF EDUCATION

A. Remote & Necessary - Fewer Than 10 Students

Soda Springs Jt. SD #150 to operate Grays Lake Elementary School
Challis Jt. SD #181 to operate Clayton Elementary School
Mountain Home SD #193 to operate Atlanta and Pine Schools
Grangeville Jt. SD #241 to operate Powell School
Avery SD #394 to operate Calder Elementary/Jr. High School
Three Creek Jt. Elementary SD #416 to operate Three Creek Elementary/Jr. High School
McCall-Donnelly, Jr. SD #421 to operate Yellow Pine Elementary/Jr. High School
Orofino Jt SD #171 to operate the Cavendish-Teakean School

It was moved by Dr. Howard, seconded by Dr. Dillon and carried to approve the schools listed to operate with fewer than ten (10) pupils in average daily attendance during the 1999-2000 school year. (Motion #4)

Mr. Davis asked Dr. Howard to review *Idaho Code* and bring back recommendations prior to the legislative session.

B. Transportation Temporary Rule on Reimbursement Items

Withdrawn.

C. Temporary & Proposed Rule on Special Education

Ms. Noreen Weaver said the proposed rules would bring the state into compliance with federal rules. They will also allow the state to exercise options and discretions which are allowed only if policy is in place. The changes include:

- 1) Deletion of obsolete rules.
- 2) Revision of rules in conflict with the IDEA.
- 3) Addition of rules where federal law allows state discretion or choice.
- 4) Editorial changes for clarity and consistency.

It was moved by Dr. Howard, seconded by Dr. Dillon and carried to approve the issuance of temporary special education rules, effective August 4, 1999, and the initiation of promulgation of final Special Education rules as submitted, except that these rules will be renumbered. (Motion #5)

D1. Program Approvals for Universities**1) Teacher Preparation Program Approval for the University of Idaho**

Dr. Mike Stefanic said three people from the community were included on the state program evaluation team (NASDTEC), and that the NASDTEC and NCATE teams worked together on the evaluation.

The NASDTEC evaluation recommended overall approval with conditional approvals in some areas which are being addressed. The Professional Standards Commission reviewed the report and recommended approval. The NCATE also recommended approval of the program.

Mr. Hess felt there were deficiencies in the evaluation process. He felt several of the programs, which were approved conditionally, should not have been approved, and that three of the programs that had recommendations five years ago to improve deficiencies, had not done so and likewise should not have been approved.

He felt the following programs, approved conditionally, should not have received approval:

- 1) Journalism - recommendations from the last evaluation were partially implemented.
- 2) Mathematics - recommendations from the last evaluation were partially implemented.
- 3) Music - recommendations from the last evaluation were not implemented.

He felt the following programs should have received conditional approval:

- 1) Curriculum Development, Planning and Patterns for Teacher Education
- 2) Professional Education
- 3) Elementary Education
- 4) Mathematics

Dr. Stefanic said the University of Idaho is currently revising its teacher education program and felt they should be given the opportunity to make the changes.

Mr. Hess said his concern, given the proven value of the classroom teacher to a student's success, was with the process, i.e. remedial needs are not identified until the five-year cycle is complete, the PSC reviews and sends it to the Board, the Board gives its approval and nothing is changed. He suggested the Board give conditional approval to the Journalism, Mathematics and Music programs and give them a year to get the issues resolved; then do a review (at University cost).

Dr. Dillon suggested approval with a report on the issues presented by Mr. Hess in two or three months, and if the problems have not been addressed, the Board could rescind its approval.

Dr. Dale Gentry reviewed the differences between national accreditation, conducted by NCATE, and state program approval, conducted by the NASDTEC.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (5-2) to approve the teacher preparation program at the University of Idaho. (Motion #6)

It was moved by Dr. Dillon, seconded by Mr. Hammond and carried (7-0) that the State Board hear from the University of Idaho to resolve the seven issues that were conditionally approved and the three issues that Jerry Hess enumerated that were present five years ago every four months with the expectation that they be resolved within one year. (Motion #7)

Mr. Hess asked who would make the determination that the issues have been resolved, i.e. the PSC, the University or outside evaluations. Dr. Dillon said he wanted a report from Dr. Gentry stating the problems and what is being done and his intent was not to bring in outside evaluators to run it through the process again. Mr. Boyd felt the listed deficiencies should be used by Dr. Gentry in preparing the report and that the Board could make the judgement call on whether or not they are being addressed. Dr. Gentry felt they could provide the Board with enough in-depth information for it to make a determination.

D2. Graduate Special Education Program for NW Nazarene College

Dr. Howard recommended the program, as approved by the Professional Standards Commission, be approved by the State Board of Education.

Dr. Stefanic advised that NW Nazarene College is not required to have the review, but it, as well as other private schools, want the State Board of Education's approval.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (6-0) to approve the Graduate Special Education Program at Northwest Nazarene College.

E. SDOE Professional School Personnel Certification Standards

The SDOE recommended that the Idaho Department of Educational Professional School Personnel Certification Standards document, as approved by the Professional Standards Commission, be approved as a temporary rule, pending the completion of the APA process.

Dr. West said approval would separate procedure from rule. Dr. Stefanic said the intent was to have a book that would be user friendly for everyone that uses the document.

Dr. Dillon asked if there was anything in the proposal that dilutes or alters the final authority of the State Board of Education for standards and certification. Dr. Stefanic said the answer to Dr. Dillon's question was no.

Mr. Eaton asked that the PSC write to the Board and say they believe there is a difference between procedural and substantive, and that the dividing line is clear. He also felt it would be helpful to hear from the Idaho Education Association (IEA) regarding the proposed changes. Dr. West said the PSC did support the change. He said the IEA also supported it and he would ask them for a letter of support. After hearings, the changes will be brought back to the Board in October for approval.

Mr. Hess asked if the changes had been taken to the What Matters Most Committee. Dr. Stefanic said he has given the document to the two co-chairs of the committee.

It was moved by Dr. Howard, seconded by Ms. McGee and carried (8-0) to approve the State Department of Education Professional School Personnel Certification Standards documents as presented, as a temporary rule, pending the outcome of the APA process. (Motion #9)

F. Professional Standards Commission Nominations

Mr. Hess was concerned about the makup of the PSC composition and felt it should be made up in part by citizens from the outside community. Dr. Dillon agreed and felt it needed review. He thought, and Mr. Hess agreed, that the What Matters Most Committee would be reviewing the process at some time.

It was moved by Dr. Howard, seconded by Ms. McGee and carried (8-0) that Regina Ainslie, Glenn Potter and Christine Donnell be appointed to the Professional Standards Commission for three-year terms effective July 1, 1999 through June 30, 2002. (Motion #10)

It was moved by Mr. Eaton, seconded by Mr. Hammond and carried (8-0) that Janet Burdick, be appointed to the Professional Standards Commission for the remainder of a three-year term effective July 1, 1999 through June 30, 2001. (Motion #11)

G. Professional Standards Commission Report

Dr. Stefanic read a letter from out-going PSC chair, Beverly Anderson which reviewed the activities of the commission during the past year.

Ms. Anderson's letter indicated a report on the Consultant Specialists Certificate (CSC) is being prepared by the committee as there are concerns that the number of CSCs is increasing.

Mr. Eaton said the reason for providing for the CSC in the K-12 rules revision, was to give local districts an opportunity to hire local experts to teach in the classroom and bring in with special skills. He asked that the report be balanced, with both sides presented, i.e. the school district's view of a Consultant Specialist also be included. Dr. Stefanic said the major concern is that they are not hired part-time, to fill a need; that they can, and are, being employed on a full-time basis.

Dr. Howard said Special Education teachers are difficult to find and that Consultant Specialists are being used to teach those students, without necessarily the training.

Mr. Davis asked Dr. Stefanic to convey to Ms. Anderson and the other members of the PSC the Board's appreciation for their services.

H. Superintendent's Recommendations for Membership on the New ICTL

Mr. Rich Mincer reviewed the charge regarding the reformatted ICTL membership, to take effect July 1, 1999. The Superintendent is to appoint one practicing public school administrator to the council, and to recommend to the Board the membership of standing ICTL Public Education Information Technology Committee (a K-12 standing committee). The Superintendent recommended that a district technology coordinator also be named to the standing committee.

The following individuals were recommended for ICTL membership:

Public School Administrator: Mr. Bill Leaf, Principal, Cascade - Voting Member
Public School Elementary Teacher: Ms. Paula Conley - Voting Member

The following individuals were recommended for ICTL Public Education Information Technology Committee membership:

Media Specialist: Pete Black, Pocatello
Vocational Ed/Applied Technology Teacher: Ray Mikelson
Public Librarian: Karen Ganske
Public School Elementary Teacher: Ms. Paula Conley
Public School Secondary Teacher: Vickie Chandler
District Technology Coordinator: Christopher K. Gibson

It was moved by Dr. Howard, seconded and carried (8-0) to approve the membership of Mr. Bill Leaf and Ms. Paula Conley as voting members of the ICTL and the membership Mr. Pete Black, Mr. Ray Mikelson, Ms. Karen Ganske, Ms. Paula Conley, Ms. Vickie Chandler and Mr. Christopher K. Gibson to the ICTL Public Education Information Technology Committee. (Motion #12)

I. Public Schools Budget - Draft FY2001

The Public Schools Education Coalition met three times in May and June for discussion and to offer specific budget recommendations to Dr. Howard. The FY2001 Budget is based on those recommendations. There may need to be amendments, depending upon economic conditions, student enrollment, etc.

Dr. West said the coalition membership includes: Idaho School Boards Association, Idaho Association of School Administrators, Idaho Education Association, Idaho PTA and a State Board representative. Dr. West reviewed the coalition's recommendations, and with Dr. Howard, responded to questions.

Final recommendations will be brought to the Board in August or September.

J. Superintendent's Report

- 1) Testing/Assessment- Dr. Howard updated the Board on what is currently in place and future plans.

It was moved by Dr. Howard, seconded by Mr. Eaton and carried (8-0) that the State Board of Education will consider requests brought by the State Department of Education from school districts to waive the annual Iowa Test of Basic Skills (ITBS) testing requirements for grades 4, 6, 8 and 10 on an annual basis, provided the school districts include information describing local assessment procedures to monitor student achievement. (Motion #55)

- 2) Sportsmanship Manual - Mr. Davis asked if Idaho coaches were receiving the manual. Dr. Howard suggested it be a topic of discussion as the SDOE goes throughout the state meeting with local districts and groups. Mr. Davis suggested the manual be included with information given coaches when they are signed.
- 3) Staff Retirement - Dr. Howard advised that within the next ten to fifteen years, approximately one-half of Idaho's educators will be retiring. With the additional problem of new teachers leaving, there could be a shortage within a few years.

Agenda and materials on file as Exhibit #s 2, 3, 4 & 5 with the Office of the State Board of Education.

ADJOURNMENT: June 17, 5:00 p.m.
June 18, 12:15 p.m.

CERTIFICATION:

To the best of my knowledge, the minutes contained herein constitute a complete and accurate record of the proceedings of the meeting. The minutes are not verbatim; tapes are available from the Office of the State Board of Education.

Recording Secretary: Vicki E. Barker